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June 7, 2005

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, S.W.
Washington, DC 20554

**Re: Notice of *Ex Parte* Meeting; CC Docket No. 96-45
Virginia PCS Alliance, L.C. and Richmond 20 MHz, LLC (d/b/a NTELOS)
Application for Designation as Eligible Telecommunications Carriers in the
Commonwealth of Virginia**

Dear Secretary Dortch:

Pursuant to Section 1.1206 of the Federal Communications Commission's ("FCC" or "Commission") Rules, 47 C.F.R. § 1.1206, this letter provides notice that on June 6, 2005, Mary McDermott, Senior Vice President-Legal and Regulatory Affairs of NTELOS, Steve Goodman, Director-Regulatory & Business Development of NTELOS, and Wendy Creeden of Swidler Berlin LLP, met with Scott Bergmann, Legal Advisor to Commissioner Adelstein, to discuss NTELOS' above-referenced pending Application for designation as an Eligible Telecommunications Carrier ("ETC") in the Commonwealth of Virginia ("Application").

NTELOS began the meeting by providing a background on NTELOS, its wireless business, and status as an ETC. NTELOS is a rural incumbent local exchange carrier ("ILEC"), a competitive local exchange carrier ("CLEC") and a Personal Communications Service ("PCS") provider in Virginia and West Virginia. NTELOS serves approximately 48,000 ILEC lines and almost 50,000 CLEC lines. The Company launched its PCS service in 1997, and now NTELOS serves over 300,000 PCS customers in Virginia and West Virginia. A map of NTELOS services and service areas was provided to Mr. Bergmann and is enclosed with this Notice.

NTELOS received ETC status from the Public Service Commission of the State of West Virginia in December 13, 2003. NTELOS applied for, and received, ETC status in only the non-rural areas of its wireless service territories in West Virginia. As part of its West Virginia ETC Application, NTELOS underwent an ETC evaluation process similar to that of the FCC's. In fact, the West Virginia Public Service Commission continues to follow the guidance of the FCC on these issues by adopting additional reporting requirements similar to those recently adopted

by the FCC.¹ NTELOS is currently receiving high cost support for its non-rural wireless service territories in West Virginia.

After five other wireless competitors filed applications with the FCC seeking designation as an ETC in Virginia, NTELOS submitted its own Application with the FCC for ETC designation in Virginia. It is important to note that NTELOS has limited its ETC designated service area to the portions of its wireless service area served by non-rural ILECs. Significantly, NTELOS does not seek ETC designation in the service territories of rural ILECs, nor does the Company seek to redefine any study area. NTELOS' Virginia ETC Application has been pending with the Commission since November 10, 2003. Per staff's request, NTELOS has supplemented its Application twice, first in May 2004 and most recently, in January 2005. Copies of NTELOS' pending ETC Application and supplements were provided to Mr. Bergmann and are enclosed with this Notice.

In its meeting, NTELOS asked that the Commission expeditiously complete the processing of its pending ETC Application. NTELOS noted that its ETC Application has been pending with the Commission for almost 19 months. Four of the five other Virginia ETC applications, however, were processed in a shorter amount of time, even though two of them sought designation the rural areas of their service territories in addition to the non-rural areas. Currently, these competitors are eligible to receive federal high cost support, some as much as \$676,000 per month. NTELOS does not currently receive any high cost support for Virginia, but estimates that it likely would be eligible to receive at least \$100,000 in monthly high cost support upon grant of its pending ETC Application. A chart detailing the processing times for the Virginia ETC applications and each carrier's estimated monthly high cost support was provided to Mr. Bergmann and is enclosed with this Notice as well.

NTELOS explained that carriers for whom ETC status is delayed are at a competitive disadvantage to those carriers whose ETC applications have been granted. Indeed, grant of ETC status to some, and not others, alters competitive landscape in the wireless marketplace. It has always been a challenge for a regional, Tier III carrier like NTELOS to compete with national carriers like Sprint, Nextel, and ALLTEL (all three of whom have been granted ETC status). The ALLTEL/Western Wireless merger and the Sprint/Nextel merger are giving these carriers additional economies of scale – and a larger geographic scope. In addition to these marketplace challenges, because of the ETC situation at the FCC, NTELOS is forced to compete with these wireless providers who have access to universal service funds when NTELOS does not. NTELOS urges the Commission to not exacerbate this problem with long delays, but instead expeditious grant NTELOS' ETC Application and allow NTELOS to receive high cost funding under similar time frames as its competitors.

Finally, NTELOS reiterated that the grant of the Company's pending Application for ETC designation in Virginia is in the public interest. With its 100 year history, NTELOS has a

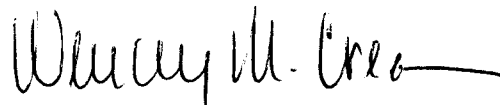
¹ See *General Investigation Regarding Certification of Federal Universal Service Funding for Eligible Telecommunications Carriers in West Virginia*, Case No. 05-0714-t-G-1, Commission Order (W.V. Pub. Serv. Comm'n May 17, 2005).

Marlene H. Dortch
June 7, 2005
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strong commitment to Virginia, including the rural areas. NTELOS' capital spending reflects that commitment and the company will invest the universal service support in the area where it has asked to be designated as an ETC. One measure of investment in the wireless industry is Cumulative Capital Spending per Covered POP. NTELOS' investment per POP compares favorably to that of the regional and national carriers that have been certified as ETCs in Virginia.

Pursuant to the Commission's Rules, this Notice is being electronically submitted for filing in the above-referenced proceeding. If you have any questions regarding this Notice, please do not hesitate to contact the undersigned.

Respectfully submitted,

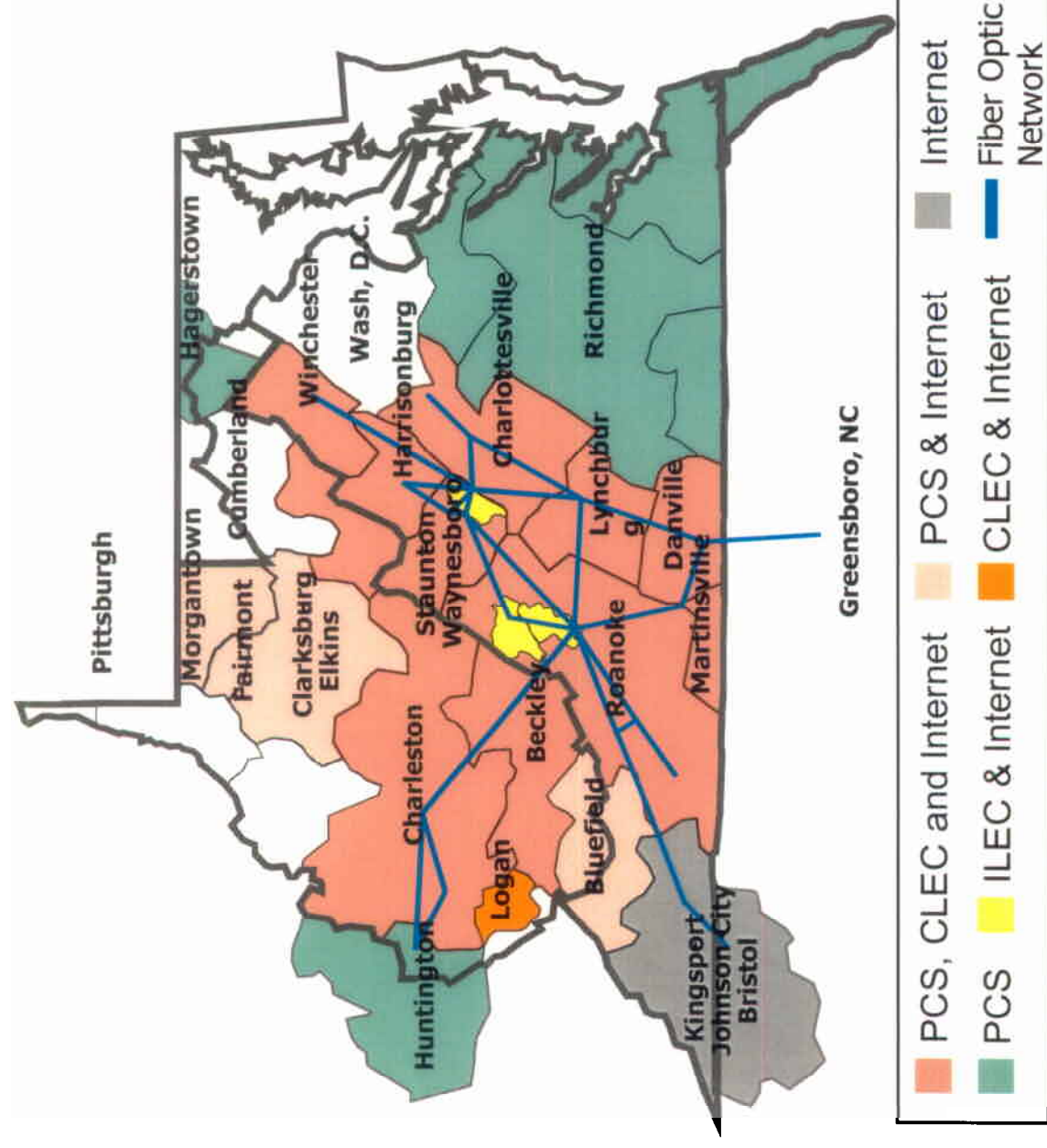
A handwritten signature in black ink, appearing to read "Wendy M. Creeden", followed by a horizontal line.

Wendy M. Creeden

Counsel for NTELOS

Enclosures

cc: Scott Bergmann (FCC)
Mary McDermott (NTELOS)
Steve Goodman (NTELOS)
Tamar Finn (Swidler)



NTELOS PCS, CLEC, ILEC, and Internet Service Areas

Before the
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

In the Matter of)	
)	
Application of Virginia PCS Alliance, L.C.)	
And Richmond 20 MHz, LLC (D.B.A.)	
NTELOS))	
)	
For Designation as Eligible)	
Telecommunications Carriers)	
In the Commonwealth of Virginia)	
)	
Federal-State Joint Board)	CC Docket No. 96-45
On Universal Service)	

APPLICATION OF VIRGINIA PCS ALLIANCE, L. C. AND RICHMOND 20 MHz, LLC
(D.B.A NTELOS) FOR DESIGNATION AS
ELIGIBLE TELECOMMUNICATIONS CARRIERS
IN THE COMMONWEALTH OF VIRGINIA

Mary McDermott
Senior Vice President, Legal & Regulatory Affairs
Virginia PCS Alliance, L.C.
Richmond 20 MHz, LLC
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Waynesboro, Virginia 22980
540-946-8677

November 10, 2003

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(D.B.A. NTELOS) FOR DESIGNATION AS
AN ELIGIBLE TELECOMMUNICATIONS CARRIERS
IN THE COMMONWEALTH OF VIRGINIA

I. INTRODUCTION

Virginia PCS Alliance, L.C. and Richmond 20 MHz, LLC, doing business as NTELOS (collectively “NTELOS”), pursuant to Section 214(e)(6) of the Telecommunications Act of 1934, as amended (the “Act”), respectfully petition the Commission for designation as Eligible Telecommunications Carriers (“ETC”) for purposes of receiving support from the Federal Universal Service fund program throughout the current service area and wire centers served by non-rural incumbent local exchange carriers (“ILECs”) in Virginia. Specifically, NTELOS seeks

designation as an ETC in areas served by Verizon Virginia, Inc., Verizon South, Inc., Sprint-Central Telephone Company of Virginia (“Sprint-Centel”), and Sprint-United Southeast-Virginia (“Sprint-United”). As shown more fully herein, and certified in Attachment A, NTELOS satisfies all of the conditions for ETC designation set forth in the Act and the Commission’s rules, and NTELOS’ designation will serve the public interest.

II. NTELOS SERVICES

- A. NTELOS is authorized to provide broadband personal communication service (“PCS”) in Virginia pursuant to Part 24 of the Commission’s rules. NTELOS is a common carrier according to the definition in 47 U.S.C. § 153(10) and the requirements of 47 U.S.C. § 214(e)(1).
- B. NTELOS is a wireless telecommunications carrier serving large areas of Virginia with quality, affordable digital personal communications services (PCS). NTELOS is licensed to provide PCS service in Virginia in frequency blocks B, C, D and E and in the Norfolk-Virginia Beach, Richmond-Petersburg, Charlottesville, Winchester, Harrisonburg, Danville, Fredericksburg, Lynchburg, Martinsville, Roanoke, Staunton-Waynesboro BTAs. NTELOS maintains wireless switches in Virginia in the cities of Richmond, Norfolk and Waynesboro, which are used to provide local and long distance service.
- C. NTELOS began offering PCS service in Virginia in 1997.
- D. NTELOS is currently providing wireless local exchange service in 42 counties in the Commonwealth of Virginia and has approximately 232,000 customers in the state.

Pictured in the map in Exhibit B is the company's service area in Virginia. In Exhibit C, NTELOS illustrates the areas it serves that correspond to the exchange areas and wire center codes of Verizon Virginia, Verizon South, Sprint-Centel and Sprint-United incumbent wireline service providers. NTELOS asks the Commission to define NTELOS' service area as shown in Exhibit B, on a wire center by wire center basis, as shown in Exhibit C.

- E. NTELOS has sufficient facilities and capacity to provide supported services throughout its service area in Virginia. Additionally, it is possible that NTELOS may provide supported services using a combination of its own facilities and resale of another carrier's facilities.
- F. NTELOS has Interconnection Agreements with Verizon Virginia, Verizon South, Sprint-Centel and Sprint-United which were approved by the Virginia State Corporation Commission ("VSCC").

III. NTELOS QUALIFIES FOR DESIGNATION AS AN ETC

NTELOS satisfies each of the elements required for ETC designation, as shown below:

- A. The Virginia State Corporation Commission has provided an affirmative statement that it lacks authority to designate CMRS carriers as ETCs. In Section 214 (e)(6) Public Notice, the Commission established that a carrier must demonstrate it is "not subject to the jurisdiction of a state commission" in order to petition the Commission for designation as

an ETC. In its April 9, 2002 order in Case No. PUC010263, *Application of Virginia Cellular LLC for Designation as an Eligible Telecommunications Provider*, the Virginia Commission affirmatively stated it lacked jurisdiction over ETC applications by CMRS carriers. The VSCC is therefore without authority to take action on NTELOS' ETC application, as demonstrated in the order included as Exhibit D. Consequently, the FCC is the appropriate regulatory authority to consider NTELOS' application for ETC status in Virginia.

- B. NTELOS provides each of the services supported by the Federal High Cost Universal Service Program, as set forth in Section 214(e) of the Act and Section 54.101(a) of the Commission's rules.¹ In order to be designated as an ETC, a carrier must be a common carrier and both offer and advertise the supported services throughout the designated service area. The Commission has identified the following services as the core services to be offered by an ETC and supported by federal USF mechanisms. NTELOS will advertise and make available a "universal service" offering that includes all of the supported services for consumers in the designated service areas in Virginia.

1. Voice-Grade Access to the Public Switched Network. As an existing wireless service provider in Virginia, NTELOS provides voice-grade access to the public switched network. Through interconnection agreements with ILECs, NTELOS is able to originate and terminate local and long distance telephone service for all of its subscribers.

¹ 47 C.F.R. § 54.101(a).

2. Local Usage. NTELOS currently offers several service options that include varying amounts of local usage in monthly service plans. NTELOS also offers its universal service customers a rate plan that includes unlimited local usage. NTELOS will satisfy the local usage criterion for ETC designation based upon its offering of unlimited local usage calling plans.

3. Functional Equivalent of Touch-Tone (“DTMF”) Signaling. NTELOS currently uses out-of-band digital signaling and in-band multi-frequency (“MF”) signaling that is functionally equivalent to DTMF signaling. NTELOS therefore meets the requirement to provide DTMF signaling or its functional equivalent.²

4. Single Party Service. NTELOS meets the requirement of single-party service by providing a dedicated message path for the length of all customer calls.³

5. Access to Emergency Service. NTELOS currently offers access to emergency service throughout its cellular service area by dialing 911. Enhanced 911 (“E911”), which includes the capability of providing both automatic numbering information (“ANI”) and automatic location information (“ALI”), is required only if a public emergency service provider makes arrangements for the delivery of such information.⁴ NTELOS has completed Phase I E911 implementation in all jurisdictions that have requested it. The company is working diligently to comply with various Phase II E911 requests. Therefore, NTELOS meets the requirement to provide access to emergency service.

² *Universal Service First Report and Order*, 12 FCC Rcd. at 8815, ¶ 71 (1997).

³ *Id.* at 8810, ¶ 62.

⁴ *Id.* at 8826-27, ¶ 90.

6. Access to Operator Services. NTELOS offers its subscribers access to operator services and will make such services available throughout its designated service area.

7. Access to Interexchange Service. NTELOS presently meets this requirement to provide all of its customers with the ability to make and receive interexchange or toll calls through direct interconnection arrangements the Company has with an interexchange carrier (“IXC”).

8. Access to Directory Assistance. NTELOS meets this requirement by providing all of its customers with access to directory assistance by dialing “411” or “555-1212.”

9. Services for Qualifying Low-Income Customers. Once designated an ETC, NTELOS will participate in Lifeline and Linkup programs for low income subscribers as required, and will offer toll blocking in satisfaction of the FCC’s requirement. Today, the Company provides toll blocking services for international calls and customer selected toll calls. NTELOS will utilize the same toll blocking technology to provide toll limitation for qualifying low-income customers, at no charge, as part of its universal service offerings.

C. NTELOS provides the supported services under Section 214(e)(1)(A) of the Act and Section 54.101(a) of the Commission’s rules using NTELOS’ existing network infrastructure, consisting of switching, trunking, cell sites, and network equipment, together with any expansions and enhancements to that network. NTELOS has the ability and willingness to provide universal service throughout its service area and

commits to using alternative methods, such as resale, to provide service to any customer that cannot be easily reached by NTELOS' digital PCS service.

IV. NTELOS WILL ADVERTISE ITS UNIVERSAL SERVICE OFFERING

NTELOS will advertise the availability of its universal service offering, and the associated charges, using media of general distribution. Currently, NTELOS employs several advertising mediums to promote its service offerings, including television, radio, newspaper, and billboard advertising, as well as special targeted advertising. The Company will expand upon these media, as necessary, to insure that consumers within its designated service area are fully informed of its universal service offering. NTELOS also currently maintains a consumer-friendly website, WWW.NTELOS.COM, which illustrates wireless service offerings and pricing. NTELOS assures the Commission that it will advertise its universal services at least quarterly throughout the service area for which it is designated as an ETC. ETCs receive universal service support only to the extent they serve customers, and given the investments NTELOS plans to make to enhance its network to fully serve the universal service needs of consumers in Virginia, NTELOS has strong economic incentives, reinforcing its statutory obligations, to vigorously promote its universal service offering in Virginia.

V. DESIGNATING NTELOS AS AN ETC WILL ADVANCE THE PUBLIC INTEREST

NTELOS is not required to make a separate public interest showing in connection with

this application, since it is seeking designation only in areas served by non-rural ILECs. However, NTELOS believes that a grant of its application will serve the public interest by promoting additional deployment of wireless services to high-cost areas, thereby bringing consumers the benefits of additional competitive universal service offerings.⁵ Section 214(e)(2) of the Act provides that there can be more than one ETC in geographic areas served by non-rural incumbent local exchange carriers.

VI. NTELOS CERTIFICATION OF THE DISPOSITION OF FEDERAL UNIVERSAL SERVICE FUNDING

NTELOS certifies that it will use federal universal support “only for the provision, maintenance and upgrading of facilities and services for which the support is necessary” consistent with Section 254 (e) of the Telecommunications Act of 1996. The Affidavit (attached hereto as Exhibit A) from Carl A. Rosberg, President of the Virginia PCS Alliance, L.C. and of Richmond 20 MHz, LLC, certifies as such and fully describes the telecommunications services currently being provided by NTELOS.

VII. ANTI-DRUG ABUSE CERTIFICATION

NTELOS certifies that no party to this petition is subject of a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, and Sections 1.2001-1.2003 of the Commission’s rules, 47. C.F.R. §§ 1.2001-1.2003. See Exhibit A.

⁵ See *Universal Service First Report and Order*, 12 FCC Rcd. at 8781, ¶ 4

VIII. CONCLUSION

WHEREFORE, for the reasons set forth above, NTELOS respectfully requests that the Commission issue an order as soon as is practicable designating NTELOS as an Eligible Telecommunications Carrier throughout the current local service territory as defined in Exhibit C for the wire centers of Verizon Virginia, Verizon South, Sprint-Centel and Sprint-United.

Respectfully submitted,

/s/ Mary McDermott

Mary McDermott
Senior Vice President, Legal & Regulatory Affairs
Virginia PCS Alliance, L.C.
Richmond 20 MHz, LLC
401 Spring Lane, Suite 300
Waynesboro, Virginia 22980
540-946-8677

November 10, 2003

EXHIBIT A

Declaration of Carl A. Rosberg

Pursuant to 47 C.F.R. § 1.16, Carl A. Rosberg declares under penalty of perjury the following:

1. I am President of the Virginia PCS Alliance, L.C. and of Richmond 20 MHz, LLC (“NTELOS”). The foregoing “Application of Virginia PCS Alliance, L.C. and Richmond 20 MHz, LLC (D.B.A NTELOS) For Designation As Eligible Telecommunications Carriers in the Commonwealth of Virginia” has been prepared under my direction, supervision and control. The factual statements and representations contained therein are true and accurate to the best of my knowledge and belief.
2. NTELOS is authorized to provide personal communications service (“PCS”) in Virginia pursuant to Part 24 of the Commission’s rules. NTELOS is a common carrier, consistent with the definition in 47 U.S.C. § 153 (10) and the requirements of 47 U.S.C. § 214 (e)(1) and is a commercial mobile radio service provider as set forth in 47 U.S.C. § 332 (c)(1).
3. NTELOS intends to obtain universal service support funding in certain high-cost areas served by non-rural Virginia incumbent local exchange carriers (“ILECs”), specifically Verizon Virginia, Verizon South, Sprint-Centel and Sprint-United. NTELOS will use federal universal support “only for the provision, maintenance and upgrading of facilities and services for which the support is necessary” consistent with Section 254 (e) of the Telecommunications Act of 1996. As an ETC, NTELOS will offer a reduced-rate universal service package to subscribers who are eligible for Lifeline support. NTELOS’ service offerings are competitive with the ILECs.
4. NTELOS is capable of providing all of the service offerings required by and set forth in Section 214(e) of the Communications Act of 1934, as amended, for “eligible telecommunications carriers.” NTELOS is currently offering those services using its own facilities, to customers located in 42 Virginia counties.
5. NTELOS has been, and will continue, to market the availability of its local services throughout its service area in the Commonwealth of Virginia. In this regard, NTELOS’ marketing efforts have heretofore included print, radio, television and billboard advertising. NTELOS will continue and expand upon these marketing efforts on a prospective basis as it introduces its telecommunications services and products to other areas in Virginia.
6. NTELOS certifies that it offers the supported services using its existing network facilities and interconnection facilities owned or leased by NTELOS.
7. NTELOS requests ETC designation for the service area as depicted in Exhibit C, which consists of the ILEC wire centers in Virginia where it provides PCS service.
8. High Cost Certification: NTELOS certifies that all high-cost universal service support received in Virginia will be used only for the only for the provision, maintenance and upgrading of facilities and services for which the support is intended.

9. Anti-Drug Abuse Certification: To the best of my knowledge, the applicant referred to in the foregoing Application, including all officers, directors, or persons holding 5% or more of the outstanding stock or shares (voting and/or non-voting) of the applicant as specified by Section 1.2002(b) of the Commission's rules, are not subject to a denial of federal benefits, including FCC benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862.

/s/ Carl A. Rosberg
Carl A. Rosberg

State of Virginia
City of Waynesboro

Subscribed and sworn to before me by Carl A. Rosberg, President of Virginia PCS Alliance, L.C. and of Richmond 20 MHz, LLC, on this 10th day of November, 2003.

/s/ Susan Sweet
NOTARY PUBLIC

ORIGINAL SIGNED AND NOTARIZED ON NOVEMBER 10, 2003

EXHIBIT B

MAP OF NTELOS SERVICE AREAS IN VIRGINIA

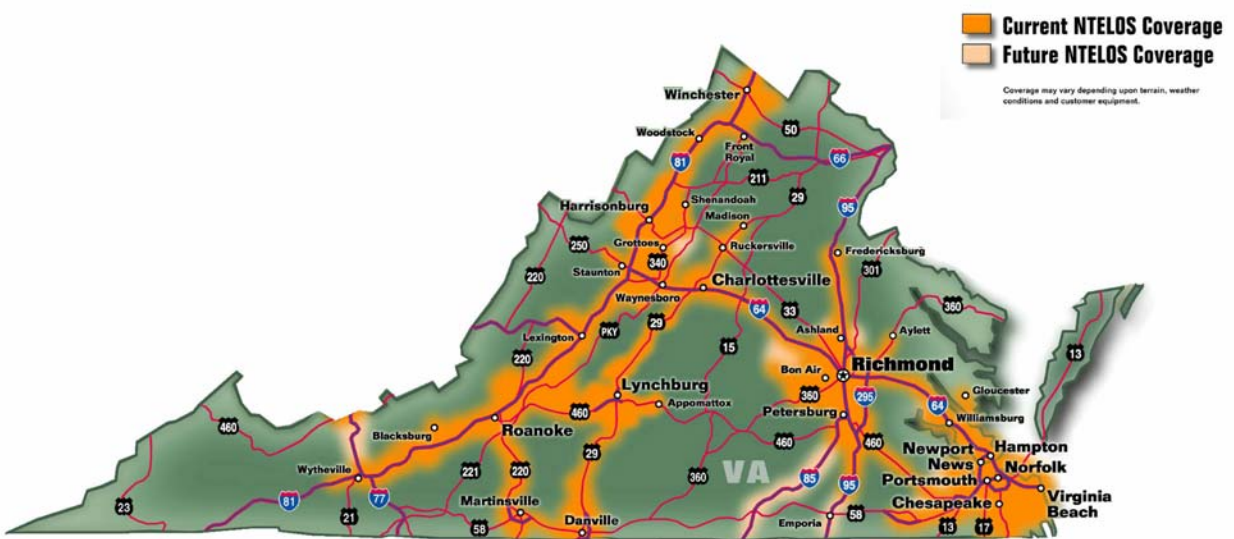


EXHIBIT C**DESIGNATED AREAS FOR WHICH NTELOS SEEKS ETC DESIGNATION
IN VIRGINIA
NON-RURAL ILEC WIRE CENTERS**

ILEC Name	Wire Center	Wire Center Name	County
Sprint (Centel)	ALTVVAXA	Altavista	Campbell
Sprint (Centel)	AXTNVAXA	Axton	Henry
Sprint (Centel)	BCHLVAXA	Bachelors Hall	Pittsylvania
Sprint (Centel)	BNMLVAXA	Boones Mill	Franklin
Sprint (Centel)	BNVSVAXA	Buena Vista	Rockbridge
Sprint (Centel)	BSSTVAXA	Bassett	Henry
Sprint (Centel)	CHVLVAXA	Charlottesville Main	Albemarle
Sprint (Centel)	CHVLVAXB	Charlottesville North	Albemarle
Sprint (Centel)	COVLVAXA	Collinsville	Henry
Sprint (Centel)	CRZTVAXA	Crozet	Albemarle
Sprint (Centel)	FLDLVAXA	Fieldale	Henry
Sprint (Centel)	FRRYVAXA	Front Royal	Warren
Sprint (Centel)	LXTNVAXA	Lexington	Rockbridge
Sprint (Centel)	MTVIVAXA	Martinsville	Henry
Sprint (Centel)	NTBRVAXA	Natural Bridge	Rockbridge
Sprint (Centel)	PLMYVAXA	Palmyra	Fluvanna
Sprint (Centel)	RCMTVAXA	Rocky Mount	Franklin
Sprint (Centel)	RSBGVAXA	Rustburg	Campbell
Sprint (Centel)	SDVLVAXA	Stanardsville	Greene
Sprint (Centel)	SHNDVAXA	Shenandoah	Page
Sprint (United)	BLNDVAXA	Bland	Bland
Sprint (United)	WYVLVAXA	Wytheville	Wythe

Verizon South (Contel)	AMHRVAXA	Amherst	Amherst
Verizon South (Contel)	APMTVAXA	Appomattox	Appomattox
Verizon South (Contel)	BRWRVAXA	Bridgewater	Rockingham
Verizon South (Contel)	BRWYVAXA	Broadway	Rockingham
Verizon South (Contel)	CHKTVAXA	Chuckatuck	Isle of Wight
Verizon South (Contel)	CRTDVAXA	Crittenden	Isle of Wight
Verizon South (Contel)	DSPAVAXA	Disputanta	Prince George
Verizon South (Contel)	DSWLVAXA	Doswell	Caroline
Verizon South (Contel)	DYTNVAXA	Dayton	Rockingham
Verizon South (Contel)	EDOMVAXA	Edom	Rockingham
Verizon South (Contel)	EKTNVAXA	Elkton	Rockingham
Verizon South (Contel)	FKLNVAXB	Franklin	Southampton
Verizon South (Contel)	GLCSVAXA	Gloucester	Gloucester
Verizon South (Contel)	GRBRVAXA	Great Bridge	York
Verizon South (Contel)	GRBRVAXB	Great Bridge- Battlefield	York
Verizon South (Contel)	GRTSVAXA	Grottoes	Rockingham
Verizon South (Contel)	HAYSVAXA	Hayes	Gloucester

Verizon South (Contel)	HCKRVAXA	Hickory	York
Verizon South (Contel)	HLLDVAXA	Holland	York
Verizon South (Contel)	HRBGVAXA	Harrisonburg	Rockingham
Verizon South (Contel)	IVORVAXA	Ivor	Southampton
Verizon South (Contel)	KZTWVAXA	Keezletown	Rockingham
Verizon South (Contel)	LDYSVAXA	Ladysmith	Caroline
Verizon South (Contel)	MGVLVAXA	Mcgaheysville	Rockingham
Verizon South (Contel)	PRANVAXA	Princess Anne	York
Verizon South (Contel)	PRANVAXB	Princess Anne	York
Verizon South (Contel)	PUNGVAXA	Pungo	York
Verizon South (Contel)	RPHNVAXA	Raphine	Rockbridge
Verizon South (Contel)	SMFDVAXA	Smithfield	Isle of Wight
Verizon South (Contel)	STCKVAXA	Stony Creek	Sussex
Verizon South (Contel)	WKFDVAXA	Wakefield	Sussex
Verizon South (Contel)	WNDSVAXA	Windsor	Isle of Wight
Verizon South (Contel)	WVCYVAXA	Weyers Cave	Rockingham

Verizon South (GTE)	BLFDVAXA	Bluefield	Tazewell
Verizon South (GTE)	RCGPVAXA	Rocky Gap	Bland

Verizon Virginia	ASLDVAAS	Ashland	Hanover
Verizon Virginia	BCHNVABH	Buchanan	Botetourt
Verizon Virginia	BDFRVABD	Bedford	Bedford
Verizon Virginia	BEVLVABV	Berryville	Clark
Verizon Virginia	BLBGVABB	Blacksburg	Montgomery
Verizon Virginia	CHESVACR	Chester	Chesterfield
Verizon Virginia	CHHMOVACH	Chatham	Pittsylvania
Verizon Virginia	CHSKVACD	Portsmouth- Churchland	York
Verizon Virginia	CHSKVADC	Portsmouth- Deep Creek	York
Verizon Virginia	CHSKVAGU	Portsmouth- Guerrier St	York
Verizon Virginia	CLHGVACO	Colonial Heights	Chesterfield
Verizon Virginia	CRBGVACB	Christiansburg	Montgomery
Verizon Virginia	DAVLVADA	Danville	Pittsylvania
Verizon Virginia	DAVLVAFP	Danville- Franklin Pike	Pittsylvania
Verizon Virginia	DAVLVAWE	Danville- Westover	Pittsylvania
Verizon Virginia	DBLNVADU	Dublin	Pulaski
Verizon Virginia	DRVRVADR	Suffolk	York
Verizon Virginia	FRBGVAFB	Fredericksburg	Stafford
Verizon Virginia	FRBGVALH	Fredericksburg- Lee Hill	Spotsylvania
Verizon Virginia	GNWDVAGW	Greenwood	Albemarle
Verizon Virginia	HMPNVAAB	Hampton- Aberdeen	York
Verizon Virginia	HMPNVADC	Hampton- Drummonds Corner	York
Verizon Virginia	HMPNVAQN	Hampton- Queen St	York
Verizon Virginia	HMPNVAWD	Hampton- Woodland	York
Verizon Virginia	HPWLVAHW	Hopewell	Prince George
Verizon Virginia	LVTNVALN	Lovington	Nelson
Verizon Virginia	LYBGVACH	Lynchburg- Church St	Campbell

Verizon Virginia	LYBGVACV	Lynchburg- Clearview	Campbell
Verizon Virginia	LYBGVAMH	Lynchburg- Madison Heights	Campbell
Verizon Virginia	LYBGVANL	Lynchburg- New London Rd	Campbell
Verizon Virginia	LYBGVAOF	Lynchburg- Old Forest Rd	Campbell
Verizon Virginia	LYBGVATM	Lynchburg- Timberlake	Campbell
Verizon Virginia	LYBGVAYB	Lynchburg- Yellow Branch	Campbell
Verizon Virginia	MCHVVAMV	Mechanicsville	Hanover
Verizon Virginia	MDLTVAMD	Midlothian	Chesterfield
Verizon Virginia	MDSNVAMA	Madison	Madison
Verizon Virginia	MNKNVAMN	Manakin	Goochland
Verizon Virginia	NRFLVABL	Norfolk- Brickel Rd	York
Verizon Virginia	NRFLVABS	Norfolk- Bute St	York
Verizon Virginia	NRFLVAGS	Norfolk- Granby St	York
Verizon Virginia	NRFLVAOV	Norfolk	York
Verizon Virginia	NRFLVASP	Norfolk- Sewells Pt	York
Verizon Virginia	NRFLVAWC	Norfolk- W Little Creek Rd	York
Verizon Virginia	NWNWVAHU	Newport News- Huntington Av	York
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Verizon Virginia	NWNWVAJF	Newport News- Jefferson Av	York
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Verizon Virginia	PTBGVACD	Petersburg- Cresdin	Dinwiddie
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Verizon Virginia	SALMVAFL	Salem- Fort Lewis	Roanoke
Verizon Virginia	SALMVAMC	Salem- Mason Cove	Roanoke
Verizon Virginia	SALMVASA	Salem	Roanoke
Verizon Virginia	SFFLVASK	Suffolk	York
Verizon Virginia	SNTNVASS	Sandston	Henrico
Verizon Virginia	STCYVASC	Stephens City	Frederick
Verizon Virginia	STDRVASD	Stuarts Draft	Augusta
Verizon Virginia	STTNVAST	Staunton	Augusta
Verizon Virginia	STTNVAVE	Staunton- Verona	Augusta
Verizon Virginia	TOANVATO	Toano	James City
Verizon Virginia	VARNVAVR	Varina	Henrico
Verizon Virginia	VRBHVACC	VA Beach- Chinese Corner	York
Verizon Virginia	VRBHVACT	VA Beach- Centerville Tpk	York
Verizon Virginia	VRBHVAGN	VA Beach- Great Neck Rd	York
Verizon Virginia	VRBHVAIL	VA Beach- Indian Lakes	York
Verizon Virginia	VRBHVAIR	VA Beach- Indian River Rd	York
Verizon Virginia	VRBHVAPT	VA Beach- Plaza Trail	York
Verizon Virginia	VRBHVARC	VA Beach- Robbins Corner	York
Verizon Virginia	VRBHVASR	VA Beach- Salem Rd	York
Verizon Virginia	VRBHVAVB	VA Beach- 32nd St	York
Verizon Virginia	WLBGVAWM	Williamsburg	James City
Verizon Virginia	WNCHVANM	Winchester- North Mountain	Frederick
Verizon Virginia	WNCHVAWC	Winchester	Frederick
Verizon Virginia	WNTRVAWG	Wintergreen	Nelson
Verizon Virginia	WVRLVAWV	Waverly	Sussex

EXHIBIT D

VIRGINIA STATE CORPORATION COMMISSION ORDER

IN CASE NO. PUC010263

APPLICATION OF VIRGINIA CELLULAR LLC

FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS PROVIDER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 10th day of November, 2003, a true and correct Photocopy of the foregoing "Petition" was sent via the United States Postal Service to the following persons:

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/s/ Mary McDermott
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STATE CORPORATION COMMISSION

AT RICHMOND, APRIL 9, 2002

COMMONWEALTH OF VIRGINIA, ex rel.¹

At the relation of the

STATE CORPORATION COMMISSION

CASE NO. PUC970135

Ex Parte, in re: Implementation
of Requirements of § 214(e) of the
Telecommunications Act of 1996

IN RE:

APPLICATION OF VIRGINIA CELLULAR LLC

CASE NO. PUC010263

For designation as an eligible
telecommunications provider under
47 U.S.C. § 214(e) (2)

ORDER

On September 15, 1997, the State Corporation Commission ("Commission") established the docket in Case No. PUC970135 to consider the requests of local exchange carriers ("LECs") to be designated as eligible telecommunications carriers ("ETC designation") to receive universal service support pursuant to § 214(e) of the Telecommunications Act of 1996, 47 U.S.C. § 251 et seq., ("Act") and associated Federal Regulations.¹ The Commission's exercise of its jurisdiction under § 214(e) (2) of the Act has been to establish a simple and streamlined process for telecommunications carriers to certify their eligibility with a minimum of regulatory burden placed upon each applicant.

¹ 47 C.F.R. § 54.201-207.

All Virginia carriers receiving an ETC designation have merely been required to file an affidavit which, among other matters, certifies that all requirements of the Act for designation are met.²

Until the above-captioned Application was filed in Case No. PUC010263 by Virginia Cellular LLC ("Virginia Cellular" or "Applicant") for ETC designation, these proceedings have been uncontested. This is the first application by a Commercial Mobile Radio Service ("CMRS") carrier for ETC designation.³ Pursuant to the Order Requesting Comments, Objections, or Requests for Hearing, issued by the Commission on January 24, 2002, the Virginia Telecommunications Industry Association ("VTIA") and NTELOS Telephone Inc. ("NTELOS") filed their respective comments and requests for hearing on February 20, 2002. Virginia Cellular filed Reply Comments on March 6, 2002.⁴

The comments of NTELOS and VTIA both contest the sufficiency of the Application and claim Virginia Cellular has

² See Order issued November 21, 1997, in Case No. PUC970135, pp. 2-4 ("November 21, 1997, Order"). Also, the annual certification procedure to comply with 47 C.F.R. §§ 54.313 and 314 has been reduced to filing a form affidavit approved by the Commission in a Preliminary Order, issued August 29, 2001, in Case No. PUC010172.

³ Virginia Cellular is a CMRS carrier as defined in 47 U.S.C. § 153(27) and is authorized as the "A-band" cellular carrier for the Virginia 6 Rural Service Area, serving the counties of Rockingham, Augusta, Nelson, and Highland and the cities of Harrisonburg, Staunton, and Waynesboro.

⁴ On March 4, 2002, Virginia Cellular filed a Consent Motion requesting until March 6, 2002, to file Reply Comments. There being no objection, we now grant the Consent Motion.

failed to demonstrate how the public interest will be served.⁵ NTELOS and VTIA each allude in their comments to other expected applications for ETC designation¹ by wireless and CLEC carriers to follow this case of first impression. For that reason, we are asked by VTIA and NTELOS to convene a hearing and establish certain standards for the provisioning of the nine services specified in 47 C.F.R. § 54.101.⁶ Each applicant is required to provide these nine services to be eligible for ETC designation.

VTIA further comments that "[i]t is not clear how the designation of Virginia Cellular as an ETC will affect the distribution of Universal Funds to the existing carriers in any given rural exchange area." Virginia Cellular replies that this "macroeconomic concern" need not be addressed with this Application. Rather, the Federal Communications Commission ("FCC") and the Federal State Joint Board on Universal Service

⁵ § 214(e)(2) of the Act requires that an ETC designation in areas served by a rural telephone company be based upon a finding that the designation is in the public interest. The Commission did recognize in its November 21, 1997, Order that any carrier seeking ETC designation in a rural area would have the burden of proving that such designation is in the public interest if challenged. Virginia Cellular is seeking ETC designation in the service territories of the following rural telephone companies: Shenandoah Telephone Company ("Shenandoah"), Clifton Forge Waynesboro Telephone Company ("NTELOS"), New Hope Telephone Company, North River Cooperative, Highland Telephone Cooperative, and Mountain Grove-Williamsville Telephone Company ("MGW").

⁶ The nine services required to be offered include: voice grade access to the public switched network; local usage; dual tone multi-frequency signaling or its functional equivalent; single-party service or its functional equivalent; access to emergency services; access to operator services; access to interexchange service; access to directory assistance; and toll limitation for qualifying low-income consumers. Also, the services must be advertised in appropriate media sources. See In Re: Federal-State Joint Board of Universal Service, Report and Order, CC Docket No. 96-45, ¶ 145 (May 8, 1997) ("Universal Service Report & Order").

are reported by Virginia Cellular to be conducting ongoing proceedings to ensure the solvency of the high-cost support fund.⁷ Presumably, VTIA views any public interest served by Virginia Cellular's ETC designation to depend upon whether there would be a consequent diminution of universal service funds.

Virginia Cellular cites the authority of § 214(e)(6) of the Act for this Commission to send Applicant to the FCC for ETC designation if this Commission declines to act on its Application.⁸ In its Reply Comments, Virginia Cellular reports that the "FCC has been actively processing ETC applications on behalf of states which have declined to exercise jurisdiction [over CMRS carriers]. Its internal processing time has been six months, and it has met that timeline in almost all of its proceedings [and] . . . most, if not all of the issues raised by the commenters have been previously addressed by the FCC in its prior orders involving applications for ETC status."⁹

The Commission finds that § 214(e)(6) of the Act is applicable to Virginia Cellular's Application as this Commission has not asserted jurisdiction over CMRS carriers and that the

⁷ Reply Comments at p. 5.

⁸ Pursuant to § 332(c)(3), 47 U.S.C. § 332(c)(3), state regulation of the entry of or the rates charged by any commercial mobile service or any private mobile service is preempted. The Commission has deregulated all Virginia radio common carriers and cellular mobile radio communications carriers. See Final Order issued October 23, 1995, Case No. PUC950062.

⁹ Reply Comments at p. 3.

Applicant should apply to the FCC for ETC designation.¹⁰ The Applicant points out that if Virginia Cellular is designated as an ETC carrier, then the Commission must redefine the service areas of NTELOS and Shenandoah, pursuant to 47 C.F.R.

§ 54.207(c).¹¹ The Applicant has indicated a willingness to propose a plan to redefine these companies' service areas and may submit such a plan with its application to the FCC for ETC designation.

If necessary, this Commission will participate with the FCC and Federal-State Joint Board in redefining the service areas of NTELOS and Shenandoah for "the purpose of determining universal service obligations and support mechanisms." (47 C.F.R.

§ 54.207(a))¹² Although the FCC will make the final determination on Virginia Cellular's requests, we need to leave this docket open in case there is additional action we must take with respect to defining the service areas of NTELOS and Shenandoah.¹³

¹⁰ The action is similar to that taken by the Commission in Case No. PUC010172 in its August 29, 2001, Order that required cooperatives to certify directly with the FCC.

¹¹ The Commission believes that the service area of MGW does not necessarily need to be redefined if Virginia Cellular is designated as an ETC in that territory. However, if the FCC determines otherwise, the Commission will consider additional action if necessary.

¹² Pursuant to 47 C.F.R. § 54.207(c), if the Applicant proposes to redefine these two companies' service areas, the FCC's procedures require the Commission's agreement on the definitions.

¹³ At this juncture, it is unclear whether the Commission will need to address the redefinitions once disaggregation plans are filed at the FCC pursuant to 47 C.F.R. § 54.315(a).

NOW UPON CONSIDERATION of all the pleadings of record and the applicable law, the Commission is of the opinion that Virginia Cellular should request¹ the FCC to grant the requested ETC designation, pursuant to 47 U.S.C. § 214(e)(6).

Accordingly, IT IS ORDERED THAT Case No. PUC010263 will remain open for further order of the Commission.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: all LECs certified in the Commonwealth of Virginia, as set out in Appendix A of this Order; David A. LaFuria, Esquire, Lukas Nace Gutierrez & Sachs, 1111 Nineteenth Street, N.W., Suite 1200, Washington, D.C. 20036; C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, Second Floor, Richmond, Virginia 23219; William F. Caton, Acting Secretary, Federal Communications Commission, Office of the Secretary, 445 12th Street, S.W., Washington, D.C. 20554; and the Commission's Office of General Counsel and Division of Communications.

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**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.**

In the Matter of)	
)	
Federal-State Joint Board on)	CC Docket No. 96-45
Universal Service)	
)	
Petition of Virginia PCS Alliance, L.C)	
and Richmond 20 MHz LLC)	
d/b/a NTELOS)	
for Designation as)	
Eligible Telecommunications Carriers)	
in the State of Virginia)	

**SUPPLEMENT TO PETITION OF VIRGINIA PCS ALLIANCE, L.C. AND
RICHMOND 20 MHZ LLC d/b/a NTELOS FOR DESIGNATION AS ETCs IN
VIRGINIA**

Virginia PCS Alliance, L.C. and Richmond 20 Mhz, LLC, doing business as NTELOS (collectively “NTELOS”), submit this Supplement to the above-captioned Petition for Designation as ETCs in the State of Virginia, filed on November 10, 2003 in CC Docket No. 96-45 (“Petition”).¹

None of the exchanges for which NTELOS has applied for ETC status are served by rural ILECs. As supplemented herein, NTELOS’ Petition presents no new issues for consideration and therefore should be granted promptly within the decisional framework established by the Commission in its recent Memorandum Opinion and Order in the *Virginia Cellular* proceeding.²

¹ Parties are Invited to Update the Record Pertaining to Pending Petitions for Eligible Telecommunications Carrier Designations. CC Docket 96-45, 69 Fed. Reg. 22029 (April 23, 2004).

² *In the Matter of Federal-State Joint Board on Universal Service, Virginia Cellular, LLC Petition for Designation as an Eligible Telecommunications Carrier in the Commonwealth of Virginia*, CC Docket No. 96-45, *Memorandum Opinion and Order*, FCC 03-338 (rel. January 22, 2004) (“*Virginia Cellular Order*”)

1. NTELOS Has Adopted the CTIA Consumer Code for Wireless Service

The Commission has recognized that the CTIA Consumer Code for Wireless Services (the “CTIA Consumer Code”) contains important customer protections, and that the adoption of those standards demonstrates a wireless ETC’s commitment to customer service and service quality consistent with the public interest.³ NTELOS has adopted the CTIA Consumer Code and already provides customer service based on the principles of the Code. NTELOS prides itself on customer service and the company’s formal adoption of the CTIA Consumer Code further demonstrates its commitment to service in areas where NTELOS is seeking ETC designation.

2. NTELOS Will Provide Annual Consumer Complaint Reporting

In the *Virginia Cellular Order*, the Commission also required the annual reporting of consumer complaints per 1,000 handsets.⁴ NTELOS commits to providing the Commission and the Universal Service Administrative Company (“USAC”), on an annual basis, with a report of the number of consumer complaints per 1,000 handsets for the preceding year. This “Annual Consumer Complaint Report” will be filed with USAC and the Commission on October 1 of each year, beginning with the year in which NTELOS is designated as an ETC in Virginia. Together with its Annual Consumer Complaint Report, NTELOS will also provide the Commission with the name, address and telephone number of a point of contact to address any customer service or service quality complaint received by the Commission. The designated contact person will have access to customer account information and the authority to resolve customer service issues.

³ See *Virginia Cellular Order* at ¶ 30.

⁴ See *Virginia Cellular Order* at ¶ 30.

3. NTELOS' Service Provisioning Commitment

To provide assurance to the Commission that NTELOS will respond to reasonable requests for service within its designated service territory, upon designation as an ETC in Virginia, NTELOS will implement the following steps, which were presented by Virginia Cellular and accepted by the Commission.⁵ NTELOS is already following a similar procedure in West Virginia, where the West Virginia Public Service Commission has certified NTELOS as an ETC.

- A. If a request comes from a potential customer within its existing network coverage, NTELOS will provide service immediately using customer equipment selected by the customer.
- B. If a potential customer within NTELOS' designated service territory cannot be served by existing network facilities, NTELOS will take a series of steps in response to the request for service:

First, NTELOS will determine whether the potential customer's equipment can be modified or replaced to provide service in the requested location.

Second, NTELOS will determine whether the customer could be provided with other network equipment (booster, antenna or other device) to enable provision of service in the requested location.

Third, NTELOS will determine whether adjustments at the cell site nearest the requested location can be made to enable provision of service.

Fourth, NTELOS will determine whether there are any other adjustments to either the network or the customer facilities that can be made to provide service.

Fifth, NTELOS will determine whether it can offer resold service from another carrier that has facilities available to provide service in the requested location. Since NTELOS is also a CLEC in Virginia, it can easily resell ILEC services to provide universal service.

⁵ See Virginia Cellular, LCC November 12, 2003 letter amendment in CC Docket No. 96-45 at 3-4; see also *Virginia Cellular Order* at ¶15.

Sixth, NTELOS will determine whether additional network infrastructure (additional cell site, extender or repeater) could be constructed to provide service, and evaluate the costs and benefits of using high-cost universal service support to serve a number of customer requesting service.

- C. If, after all of the foregoing steps have been completed, NTELOS determines that the customer cannot be served, NTELOS will so notify the customer and provide the Commission and USAC with an annual report of how many requests for service that could not be filled.
- D. NTELOS' "Annual Report of Unfilled Service Requests" would be filed with the Commission and USAC on each October 1, beginning in the year in which NTELOS obtains designation as an ETC in Virginia. The Commission would retain jurisdiction and authority to consider whether NTELOS has responded appropriately to a request for service.

The formalization of this process will benefit consumers and provide the Commission with the requisite assurance that NTELOS will thoroughly and systematically respond to reasonable requests for service within its designated service territory.

4. NTELOS Will Comply With Requirements Concerning the Use of Support and Submit Progress Reports Meeting Build-Out Goals

A. Construction Plan

The Commission's rules provide a mechanism for ensuring that all ETCs are using support for the purposes for which that support is intended. NTELOS will comply with all applicable rules addressing those standards.

Consistent with the *Virginia Cellular Order*, NTELOS is submitting specific Construction Plan for its designated service territory in Virginia to demonstrate its projected use of USF High Cost Program funds to improve its network facilities, and reach out to areas that it does not currently serve.

NTELOS' Construction Plan for Virginia are attached as "Exhibit 1". The Construction Plan reflect NTELOS' 2004 projected capital budget for the Designated Areas, and include site modification and switch capital expenses. NTELOS' Construction Plan demonstrates its commitment to bring quality service to Virginia consumers. NTELOS has not yet estimated the amount of USF subsidies it will receive upon grant of ETC status, but NTELOS is confident its construction totals will far exceed any USF funding received.

B. Annual Progress Report

To detail its "progress in meeting its build-out plans in the service areas it is designated as an ETC,"⁶ NTELOS will submit information annually to the Commission and USAC. The Commission recognized that this commitment would provide important information that could be used to evaluate an ETC's progress towards meeting its obligation to provide service throughout a service area.⁷ NTELOS' "Annual Construction Progress Report" will be filed with the Commission and USAC on October 1 of each year, commencing with the year in which NTELOS is designated an ETC in Virginia.

5. NTELOS Will Advertise the Availability of Its Services

NTELOS advertises and informs potential customers of its services and products by means of newspapers, television, radio, and its Internet website. Upon designation as an ETC in Virginia, NTELOS will continue to advertise the availability of its services, including all USF supported services, throughout its ETC designated service territory. NTELOS will advertise the availability and terms and conditions of Lifeline

⁶ See *Virginia Cellular Order* at ¶ 46.

⁷ See *Virginia Cellular Order* at ¶ 30.

and Linkup programs so that eligible consumers can determine whether they are eligible to receive discounts and/or subsidies from these programs in conjunction with their NTELOS service. NTELOS will also locally publicize the construction of new facilities and relevant expansions of service coverage, so that consumers may be advised when NTELOS service is improved, or becomes available to customers in their localities.⁸

6. Granting NTELOS' Petition Will Serve the Public Interest

As mentioned in NTELOS' Petition, grant of ETC status to NTELOS will provide the benefit of increased competitive choices to customers in Virginia.⁹ Consistent with the Commission's *Virginia Cellular Order*, NTELOS' state-of-the-art digital wireless service allows customers access to telecommunications and data services in situations "where they do not have access to a wireline telephone."¹⁰ NTELOS' mobile wireless service will assist consumers in rural areas by providing a telecommunications link as they drive significant distances to places of employment, schools and other community locations.¹¹

Conclusion

NTELOS' Petition for Designation in Virginia, as supplemented, does not present any new or novel issues that were not addressed in the Commission's *Virginia Cellular Order*, and NTELOS has provided all of the specific commitments and

⁸ See *Virginia Cellular Order* at ¶ 25.

⁹ See NTELOS Petition at § IV; see also *Virginia Cellular Order* at ¶ 28.

¹⁰ See *Virginia Cellular Order* at ¶ 29.

¹¹ *Id.*

information required by the Commission in that decision. Accordingly, NTELOS requests that the Commission promptly grant its Petition.

Respectfully submitted,

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Dated: May 14, 2004

EXHIBIT 1

Virginia PCS Alliance, L.C. and Richmond 20 Mhz LLC d/b/a NTELOS
Construction Plan for Virginia Designated Areas

<u>Location</u>	<u>New Cell Site Count</u>	<u>Total Estimated Costs</u>
Staunton- Greenville Ave	1	\$ 221,541
Roanoke- Peters Creek	1	\$ 355,378
Richmond- Short Pump	1	\$ 90,000
Virginia Beach- Green Run	1	\$ 377,953
Littleneck	1	\$ 536,183
Kempsville	1	\$ 365,000
Lakewood	1	\$ 186,539
Dinwiddie	1	\$ 344,596
Hamilton	1	\$ 351,132
Stony Creek	1	\$ 416,121
Moonlight	1	\$ 314,834
Emporia	1	\$ 360,881
South Emporia	1	\$ 237,062
Chesapeake Municipal	1	\$ 165,000
Virginia Beach- Executive Park South	1	\$ 300,000
TOTAL NEW CELL SITE ACTIVATIONS	15	\$ 4,622,220

As set forth above, NTELOS' projected budget for construction in the Designated Areas is over \$4.6 Million for improvements projected for completion in 2004. The improvements projected for 2004 include 15 new cell sites that are intended to expand NTELOS' capability to serve customers within the Designated Areas. NTELOS has not estimated the monthly USF subsidy amount that may be received in Virginia but assumes that the construction costs would far exceed any USF subsidies received when NTELOS is designated as an ETC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 14th day of May, 2004, a true and correct copy of the foregoing Supplement to the Petition of Virginia PCS Alliance, L.C. and Richmond 20 Mhz, LLC (d/b/a NTELOS) for Designation as Eligible Telecommunications Carriers in Virginia was sent via First Class Mail, postage prepaid, to the following:

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/s/Mary McDermott

Mary McDermott

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.**

In the Matter of)	
)	
Federal-State Joint Board on)	CC Docket No. 96-45
Universal Service)	
)	
Petition of Virginia PCS Alliance, L.C)	
and Richmond 20 MHz LLC)	
d/b/a NTELOS)	
for Designation as)	
Eligible Telecommunications Carriers)	
in the State of Virginia)	

**SECOND SUPPLEMENT TO PETITION OF VIRGINIA PCS ALLIANCE, L.C.
AND RICHMOND 20 MHZ LLC d/b/a NTELOS FOR DESIGNATION AS ETCs
IN VIRGINIA**

Virginia PCS Alliance, L.C. and Richmond 20 Mhz, LLC, doing business as NTELOS (collectively “NTELOS”), submit this Second Supplement to the above-captioned Petition for Designation as ETCs in the State of Virginia, filed on November 10, 2003 in CC Docket No. 96-45 (“Petition”).¹

As supplemented herein, NTELOS’ Petition presents no new issues for consideration. This supplement is filed to officially provide the FCC with additional information as requested by FCC staff. NTELOS is providing the call signs associated with the service area of the ETC petition (see Exhibit 1) and a map of additional cell sites and coverage area expected in 2005 (see Exhibit 2).

¹ Parties are Invited to Update the Record Pertaining to Pending Petitions for Eligible Telecommunications Carrier Designations. CC Docket 96-45, 69 Fed. Reg. 22029 (April 23, 2004).

Respectfully submitted,

Virginia PCS Alliance, L.C. and Richmond 20 Mhz,
LLC (d/b/a NTELOS)

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Dated: January 28, 2005

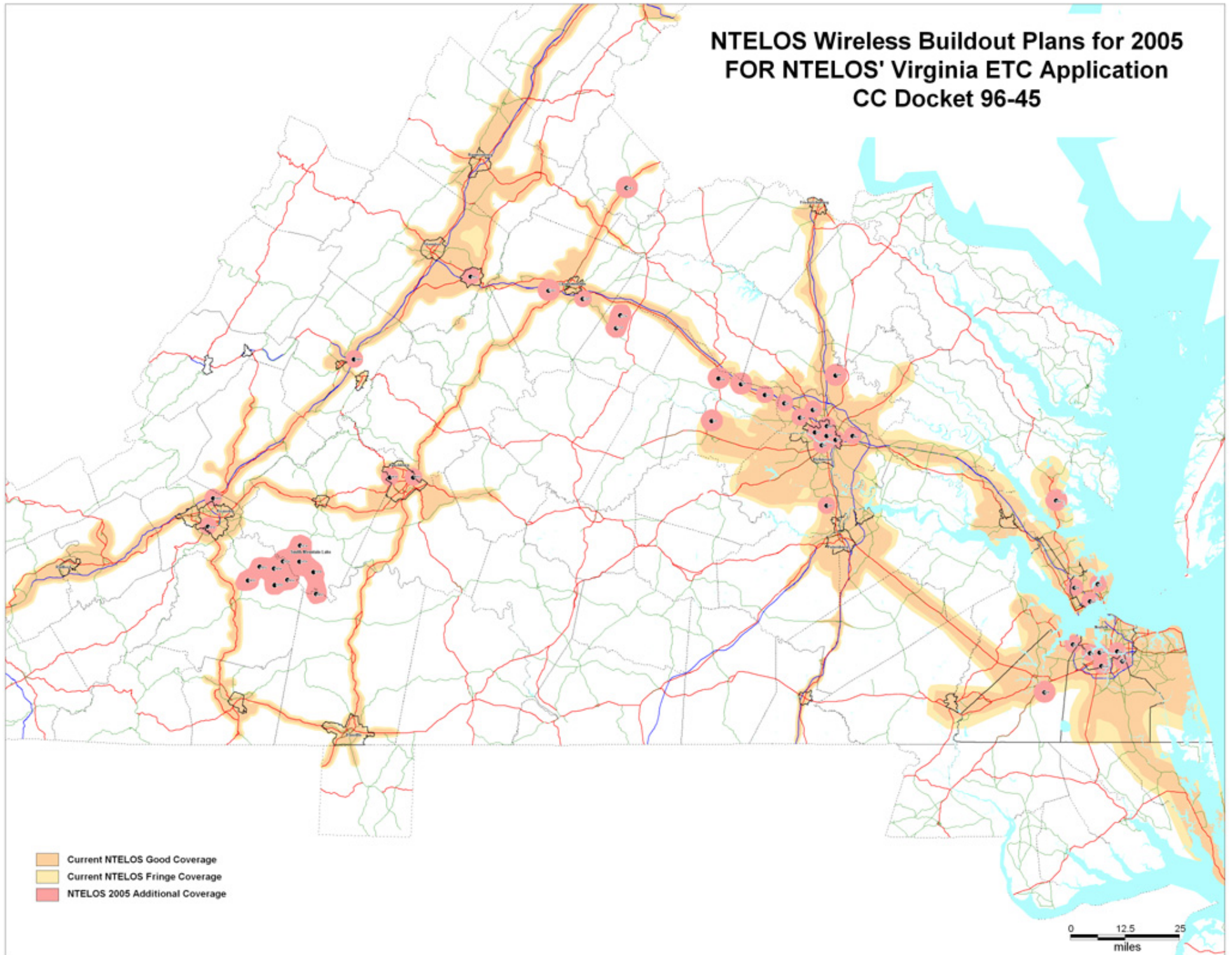
Exhibit 1

Licensee	Call Sign	Basic Trading Area	BTA#	POPs (K)	Block /Sub-Mkt	MHz	Frequency Range
Richmond 20MHz , LLC	WPQL333	Norfolk – Virginia Beach, VA	B324	1,763	B	20	1870-1880, 1950-1960
		Richmond – Petersburg, VA excluding Brunswick & Mecklenburg Cos.	B374	1,216			
Virginia PCS Alliance, L.C.	KNLF386	Charlottesville, VA	B075	215	C	20	1900-1910, 1980-1990
Virginia PCS Alliance, L.C.	KNLF387	Winchester, VA	B479	158	C	20	1900-1910, 1980-1990
Virginia PCS Alliance, L.C.	KNLG241	Harrisonburg, VA	B183	143	D	10	1865-1870, 1945-1950
	KNLH719				E	10	1885-1890, 1965-1970
Virginia PCS Alliance, L.C.	WPOH982	Danville, VA	B104	170	B	30	1870-1885, 1950-1965
		Lynchburg, VA	B266	158			
		Martinsville, VA	B284	89			
		Roanoke, VA	B376	640			
		Staunton – Waynesboro, VA	B430	109			
		Brunswick & Mecklenburg Cos.	Part of B374	40			
West Virginia PCS Alliance, L.C.	WPOH986	Beckley, WV	B035	168	B2	30	1870-1885, 1950-1965
		Bluefield, WV	B048	177		30	1870-1885, 1950-1965
		Charleston, WV	B073	487		30	1870-1885, 1950-1965
		Huntington, WV – Ashland, KY	B197	369		30	1870-1885, 1950-1965
		Logan, WV	B259	41		30	1870-1885, 1950-1965
		Portsmouth, OH	B359	96		30	1870-1885, 1950-1965
		Williamson, WV – Pikeville, KY	B474	186		30	1870-1885, 1950-1965
NTELOS and R&B as tenants-in-common*	KNLG676	Fredericksburg, VA	B156	136	E	10	1885-1890, 1965-1970

*Yellow highlighted above equals Virginia coverage area.

Exhibit 2

**NTELOS Wireless Buildout Plans for 2005
FOR NTELOS' Virginia ETC Application
CC Docket 96-45**



Wireless ETCs in Virginia

Company	ETC Status Processing Time	ETC App Filed	ETC Status Granted	Rural/ Non-Rural	Monthly High Cost Support
Virginia Cellular LLC	21 months	04/26/2002	01/22/2004	Both	\$147,262
Highland Cellular, Inc.	19 months	09/19/2002	04/12/2004	Both	\$4,831
Nextel Partners	16 months	04/23/2003	08/25/2004	Both	\$44,925
Sprint Spectrum, LP	14 months	08/29/2003	11/18/2004	Non-Rural	\$676,662*
ALLTEL Communications	16 months	04/14/2003	09/24/2004	Non-Rural	\$363,627
NTELOS	Pending almost 19 months	11/10/2003	Pending almost 19 months	Non-Rural	None

* Sprint Spectrum, LP (Sprint) is authorized as an ETC in Virginia, but is not yet receiving support. \$676, 662 is USAC's estimate of the monthly high cost support that Sprint is eligible to receive.